

1 ARIEL E. STERN, ESQ.
 Nevada Bar No. 8276
 2 MELANIE D. MORGAN, ESQ.
 Nevada Bar No. 8215
 3 AKERMAN LLP
 1635 Village Center Circle, Suite 200
 4 Las Vegas, NV 89134
 Telephone: (702) 634-5000
 5 Facsimile: (702) 380-8572
 Email: ariel.stern@akerman.com
 6 Email: melanie.morgan@akerman.com

7 *Attorneys for Bank of New York Mellon and*
NewRez LLC d/b/a Shellpoint Mortgage Servicing
 8

9 **UNITED STATES DISTRICT COURT**

10 **DISTRICT OF NEVADA**

11 TRACY MITCHUSSON,

12 Plaintiff,

13 v.

14 BANK OF NEW YORK MELLON, a foreign
 Delaware corporation; NEWREZ, LLC dba
 15 SHELLPOINT MORTGAGE SERVICING, a
 foreign limited liability company; MTC
 16 FINANCIAL INC., a foreign California
 Corporation; and DOES individuals I through X
 17 and ROE Corporations I through X;

18 Defendants.
 19

Case No.: 2:22-cv-01839-JCM-VCF

**STIPULATION AND ORDER FOR AN
 EXTENSION OF TIME TO FILE REPLY
 IN SUPPORT OF THE BANK OF NEW
 YORK MELLON AND NEWREZ LLC
 D/B/A SHELLPOINT MORTGAGE
 SERVICING'S MOTION TO DISMISS
 COMPLAINT [ECF No. 8]**

(SECOND REQUEST)

20 Plaintiff, Tracy Mitchusson, and defendants, Bank of New York Mellon (**BoNYM**) and
 21 NewRez LLC d/b/a Shellpoint Mortgage Servicing, by and through their respective counsel of
 22 record, hereby stipulate and agree that BoNYM and Shellpoint shall have an additional thirty (30)
 23 days, up to and including **February 21, 2023**, to file a reply in support of their motion to dismiss
 24 complaint [ECF No. 8]. The current deadline to file the reply is January 19, 2023.

25 Good cause exists to grant the requested extension. The parties are continuing to explore
 26 settlement and would like to avoid incurring additional fees.

27 . . .

28 . . .

*Mitchusson v. Bank of New York Mellon et al.,
2:22-cv-01839-JCM-VCF*

This is the parties' second request for an extension of this deadline and is not intended to cause any delay or prejudice to any party.

January 17, 2023.

AKERMAN LLP	MUSHKIN & COPPEDGE
<u>/s/ Melanie D. Morgan</u> ARIEL E. STERN, ESQ. Nevada Bar No. 8276 MELANIE D. MORGAN, ESQ. Nevada Bar No. 8215 1635 Village Center Circle, Suite 200 Las Vegas, Nevada 89134 <i>Attorneys for Bank of New York Mellon and NewRez LLC d/b/a Shellpoint Mortgage Servicing</i>	<u>/s/ Michael R. Mushkin</u> MICHAEL R. MUSHKIN, ESQ. Nevada Bar No. 2421 L. JOE COPPEDGE, ESQ. Nevada Bar No. 4954 6070 South Eastern Avenue, Suite 270 Las Vegas, Nevada 89119 <i>Attorneys for Tracy Mitchusson</i>

ORDER

IT IS SO ORDERED.

James C. Mahan
UNITED STATES DISTRICT JUDGE
 Case No. 2:22-cv-01839-JCM-VCF

January 17, 2023

DATED